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*Attorneys for Defendant Slide Fire Solutions, LP*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

DEVON PRESCOTT, individually and on  
behalf of all those similarly situated; BROOKE  
FREEMAN, individually and on behalf of all  
those similarly situated,

Plaintiffs,

vs.

SLIDE FIRE SOLUTIONS, LP, a Foreign  
Corporation; DOE MANUFACTURERS 1 –  
100, inclusive; and ROE RETAILERS 1- 100,  
inclusive,

Defendants.

CASE NO.: 2:18-cv-00296-GMN-GWF

**STIPULATION AND ORDER SETTING  
DEADLINE TO RESPOND TO  
PLAINTIFFS' FIRST AMENDED CLASS  
ACTION COMPLAINT**

**(FOURTH REQUEST)**

Pursuant to LR IA 6-1 and this Court's Minute Order dated November 4, 2019 (ECF No. 66),<sup>1</sup> Plaintiffs DEVON PRESCOTT and BROOKE FREEMAN ("Plaintiffs"), and Defendant

<sup>1</sup> Counsel for Plaintiffs apologizes to the Court for the inadvertent lodging of the previous version of this Stipulation (ECF No. 65) that omitted a key page to the document.

1 SLIDE FIRE SOLUTIONS, LP (“Defendant”), by and through the parties’ respective counsel,  
2 hereby STIPULATE AND AGREE as follows:

3 1. Plaintiffs filed their First Amended Class Action Complaint (the “FAC”) on  
4 October 8, 2018 (ECF No. 29).

5 2. On October 19, 2018, this Court granted a Stipulation and Order to Extend and Set  
6 Briefing Schedule Regarding Defendant Slide Fire Solutions, L.P.’s Response to Plaintiffs’ First  
7 Amended Class Action Complaint (First Request) (ECF No. 32) (the “MTD”).

8 3. Defendant filed its Motion to Dismiss the First Amended Class Action Complaint  
9 Pursuant to Rule 12(b)(6) on November 2, 2018 (ECF No. 34). Plaintiffs filed a response to this  
10 motion (ECF No. 35) and Defendant filed its reply in support thereof (ECF No. 36).

11 4. On September 26, 2019, this Court entered an Order as to the MTD (ECF No. 58)  
12 (the “MTD Order”). In its MTD Order, this Court: (a) dismissed four claims of the FAC with  
13 prejudice; (b) dismissed six claims of the FAC without prejudice, with leave to amend; and (c)  
14 sustained one claim of the FAC. *See* MTD Order, at 30:16-25.

15 5. Pursuant to Fed. R. Civ. P. 12(a)(4)(A), Defendants’ responsive pleading to the sole  
16 remaining claim of the FAC was due on or before October 10, 2019.

17 6. Pursuant to the MTD Order, Plaintiffs were granted through October 17, 2019 to  
18 file a Second Amended Complaint (the “SAC”) to address those claims of the FAC which were  
19 dismissed without prejudice and with leave to amend.

20 7. On October 17, 2019 this Court entered an Order granting the Parties’ stipulation  
21 to extend the deadline for Plaintiffs to file a SAC to October 31, 2019, and, should Plaintiffs file  
22 such a pleading, setting the deadline for Defendants to respond to the SAC (ECF No. 64).

23 8. Plaintiffs elected to not file a SAC in response to the extended deadline to do so.

24 9. Thus, in light of the MTD Order, Defendant must file a responsive pleading to the  
25 FAC. The Parties hereby agree that Defendant must file its responsive pleading to the FAC on or  
26 before November 21, 2019.

27 This is the fourth extension requested in connection with submission of a responsive  
28 pleading to the FAC, based on the previous stipulations and orders related to responding to the

1 FAC and/or the SAC as noted above. The purpose of requesting this extension is to set a deadline  
2 for Defendant to respond to the sole remaining claim of the FAC in light of Plaintiffs' election to  
3 not file a SAC.

4 For these reasons, the parties respectfully request that this Court approve the foregoing  
5 stipulation to extend the deadline for Plaintiffs to file a responsive pleading to the FAC to on or  
6 before November 21, 2019.

7 DATED this 6<sup>th</sup> day of November, 2019.

DATED this 6<sup>th</sup> day of November, 2019.

8 **Eglet Prince**

**HOLLEY DRIGGS WALCH FINE  
PUZEY STEIN & THOMPSON**

9  
10 /s/ Robert Eglet

11 ROBERT T. EGLET, ESQ. (NBN 3402)  
12 ROBERT M. ADAMS, ESQ. (NBN 6551)  
13 RICHARD K. HY, ESQ. (NBN 12406)  
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/s/ James D. Boyle

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14 **BRADLEY CENTER TO PREVENT GUN  
VIOLENCE**

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19 *Attorneys for Plaintiffs*

*Attorneys for Defendant  
Slide Fire Solutions, LP*

20  
21 **ORDER**

22 **IT IS SO ORDERED.**

23  
24   
25 UNITED STATES DISTRICT JUDGE /  
26 UNITED STATES MAGISTRATE JUDGE

27 DATED: 11/8/19  
28

1 **CERTIFICATE OF SERVICE**

2 Pursuant to FRCP 5(b), I certify that on the 6<sup>th</sup> day of November, 2019, I caused the  
3 document entitled **STIPULATION AND ORDER SETTING DEADLINE TO RESPOND**  
4 **TO PLAINTIFFS' FIRST AMENDED CLASS ACTION COMPLAINT (FOURTH**  
5 **REQUEST)**, to be served as follows:

6

Attorneys of Record	Parties Represented	Method of Service
Robert T. Eglet, Esq. Robert M. Adams, Esq. Erica D. Entsminger, Esq. EGLET PRINCE 400 South Seventh Street, Suite 400 Las Vegas, Nevada 89101	Plaintiffs Devon Prescott and Brooke Freeman, and all those similarly situated	<input type="checkbox"/> Personal Service <input checked="" type="checkbox"/> Email/E-File <input type="checkbox"/> Fax Service <input type="checkbox"/> Mail Service
Jonathan E. Lowy, Esq. BRADY CENTER TO PREVENT GUN VIOLENCE 840 1 <sup>st</sup> Street, NE #400 Washington, D.C. 20002	Plaintiffs Devon Prescott and Brooke Freeman, and all those similarly situated	<input type="checkbox"/> Personal Service <input checked="" type="checkbox"/> Email/E-File <input type="checkbox"/> Fax Service <input type="checkbox"/> Mail Service

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18 /s/ Kathy MacElwain  
19 An Employee of Holley Driggs Walch Fine  
20 Puzey Stein & Thompson  
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